

Committee Room,  
Austin, Texas, Oct. 22, 1936.  
Hon. Walter F. Woodul, President of  
the Senate.

Sir: We, your Committee on State  
Institutions and Departments, to  
whom was referred

H. B. No. 63, Amending Article  
3188 of the Revised Civil Statutes of  
Texas, 1925.

Have had the same under con-  
sideration, and I am instructed to  
report it back to the Senate with  
the recommendation that it do pass  
and be not printed.

HORNSBY, Chairman.

Committee Room,  
Austin, Texas, Oct. 22, 1936.  
Hon. Walter F. Woodul, President of  
the Senate.

Sir: We, your Committee on Edu-  
cation to whom was referred S. B.  
No. 27,

Have had the same under con-  
sideration and beg to report back to  
the Senate that it do pass and be not  
printed.

COTTEN, Chairman.

Committee Room,  
Austin, Texas, Oct. 22, 1936.  
Hon. Walter F. Woodul, President of  
the Senate.

Sir: We, your Committee on  
Towns and City Corporations, to  
whom was referred

H. B. No. 54, A bill to be entitled  
"An Act to amend Sections 6, 9, 10,  
11, 13, and 17, Article 6243 A, Title  
109, page 1565, Chapter 387, Section  
1, Acts 1935."

Have had the same under con-  
sideration and I am instructed to re-  
port it back to the Senate with the  
recommendation that it do pass, and  
be not printed.

RAWLINGS, Chairman.

Committee Room,  
Austin, Texas, Oct. 22, 1936.  
Hon. Walter F. Woodul, President of  
the Senate.

Sir: We, your Committee on Towns  
and City Corporations, to whom was  
referred

S. B. No. 30, A bill to be entitled  
"An Act to validate all proceedings,  
orders, resolutions, and city ordi-  
nances and amendments to charters  
annexing adjacent territory to, or  
extending and prescribing the cor-  
porate limitations of any home rule  
city that has adopted a charter under

Article 11, of Section 5, of the Con-  
stitution of Texas, and the provi-  
sions of Chapter 147, Acts of the  
Regular Session of the Thirty-third  
Legislature of the State of Texas,  
1913, and Article 1175 of Vernon's  
Annotated Texas Statutes, by which  
said city did not in fact comply with  
all requirements of the law regard-  
ing the annexation of such territory,  
such as holding separate elections  
for those to be voted in and the rest  
of the city, and declaring an emer-  
gency."

Have had the same under con-  
sideration, and I am instructed to  
report it back to the Senate with the  
recommendation that it do pass, and  
be not printed.

RAWLINGS, Chairman.

## SIXTEENTH DAY.

Senate Chamber,  
Austin, Texas,  
October 23, 1936.

The Senate met at 10 o'clock a. m.  
pursuant to adjournment, and was  
called to order by Lieutenant Gov-  
ernor Walter F. Woodul.

The roll call disclosed a quorum,  
the following Senators being present:

Beck.	Oneal.
Blackert.	Poage.
Burns.	Rawlings.
Collie.	Redditt.
Cotten.	Regan.
Davis.	Sanderford.
DeBerry.	Shivers.
Hill.	Small.
Holbrook.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Weinert.
Moore.	Westerfeld.
Neal.	Woodruff.
Nelson.	

Absent—Excused.

Pace.

Prayer by the Chaplain, Rev. B.  
W. Allen.

Further reading of the Journal was  
dispensed with on motion of Senator  
Hill.

## Petitions and Memorials.

(See Appendix.)

## Committee Reports.

(See Appendix.)

**Excused.**

On motion of Senator Blackert, the conferees on H. B. No. 8, Senators DeBerry, Small, Holbrook, Moore and Redditt were excused.

**Bill Referred to Committee.****House Bill No. 64.**

The Chair laid before the Senate on its first reading the following bill:

By Mr. Hardin:

H. B. No. 64, A bill to be entitled "An Act to amend H. B. No. 423, Acts of the Forty-fourth Legislature, Regular Session, by providing that Limestone County be excepted from the provisions of said bill, and declaring an emergency."

Read and referred to the Committee on Game and Fish.

**Motion to Concur.**

Senator Davis Moved that the Senate concur in House amendments to S. C. R. No. 7.

**Motion to Table.**

Senator DeBerry moved to table the motion to concur in House amendments to S. C. R. No. 7.

The motion lost by the following vote:

**Yeas—7.**

Blackert.	Poage.
DeBerry.	Sulak.
Hill.	Westerfeld.
Oneal.	

**Nays—17.**

Beck.	Rawlings.
Burns.	Regan.
Collie.	Sanderford.
Cotten.	Shivers.
Davis.	Stone.
Hornsby.	Van Zandt.
Isbell.	Weinert.
Martin.	Woodruff.
Neal.	

**Absent.**

Nelson.	Pace.
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**Absent—Excused.**

Holbrook.	Redditt.
Moore.	Small.

**Message From the House.**

The Chair recognized the Door-keeper, who introduced a messenger from the House with the following message:

Hall of the House of Representatives,  
Austin, Texas, Oct. 22, 1936.

Hon. Walter F. Woodul, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 14, A bill to be entitled "An Act amending Section 1 of Chapter 4 of the Acts of the Second Called Session of the Forty-third Legislature, 1934, so as to make said chapter applicable to all water control and improvement districts in this State; and declaring an emergency."

S. B. No. 20, A bill to be entitled "An Act validating all proceedings heretofore had by the governing bodies of all counties, cities and towns in connection with the issuance of bonds for any purpose, including election orders, notices of election, returns of election, orders canvassing election returns, and bonds issued pursuant thereto, including among others instances wherein there have been irregularities in the calling of elections and in the giving of notice of elections; providing that when approved by the Attorney General and registered in the office of the Comptroller of Public Accounts and delivered to the purchasers thereof said bonds shall constitute valid and binding obligations, validating tax levies made to support said bonds, providing that the provisions of this Act shall not apply in instances wherein the validity of such proceedings or obligations is being litigated at the time this Act becomes effective, and declaring an emergency."

(With amendments.)

H. B. No. 51, A bill to be entitled "An Act to provide for the assumption of bonded indebtedness by districts whose boundaries have been extended or enlarged prescribing the method of holding elections on the question of the assumption of such indebtedness and the levying and collecting of a tax to pay the principal and interest thereof, imposing the duty on the governing board of any such district to levy and collect such

taxes, validating assumption elections heretofore held in instances wherein said elections were carried by a majority vote; declaring such indebtedness to be the indebtedness of such district as enlarged or extended; imposing the duty on the governing board of any such district to levy and collect taxes to pay the principal and interest thereof; making applicable to such indebtedness the law authorizing school districts to issue refunding bonds, validating refunding procedure heretofore attempted by such districts, providing that the validating provision of this Act shall not apply to assumption elections or to refunding proceedings which have been held invalid in judgments by courts of competent jurisdiction or where litigation is pending at the time this Act becomes effective; providing that a successor district shall be liable for the indebtedness of its predecessor district in instances wherein the boundaries of said districts are co-terminous without the necessity of an election of any character, imposing the duty on the governing board of such district to levy and collect taxes to pay principal and interest of such indebtedness; validating the attempted issuance of refunding bonds heretofore authorized by such districts; and declaring an emergency."

H. B. No. 61, A bill to be entitled "An Act to amend Section 3, of Chapter 89 of the Special Laws of the Regular Session of the Thirty-eighth Legislature, known as an Act to provide a more efficient road system for Colorado County, so as to provide for the laying off of the said county into convenient road precincts, the numbering thereof, describing such precincts by boundaries, providing for the manner of discontinuance of roads and parts of roads, and providing for reversion of the right of way of roads and/or parts of roads, under certain condition, in certain cases, and declaring an emergency."

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

#### Point of Order.

Senator DeBerry raised the point of order that S. C. R. No. 7 and the House amendments are out of order

as they do not come within the Governor's call.

The Chair overruled the point of order.

The question recurred on Senator Davis' motion to concur in House amendments to S. C. R. No. 7.

The motion prevailed by the following vote:

#### Yeas—19.

Beck.	Rawlings.
Blackert.	Regan.
Burns.	Sanderford.
Collie.	Shivers.
Cotten.	Stone.
Davis.	Van Zandt.
Hornsby.	Weinert.
Isbell.	Westerfeld.
Martin.	Woodruff.
Neal.	

#### Nays—5.

DeBerry.	Poage.
Hill.	Sulak.
Oneal.	

#### Absent.

Nelson.	Pace.
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#### Absent—Excused.

Holbrook.	Redditt.
Moore.	Small.

#### Bills Signed.

The Chair, Lieutenant Governor Walter F. Woodul, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

S. B. No. 19. H. B. No. 63.

#### Bills Referred to Committee.

#### House Bill No. 51.

The Chair laid before the Senate on its first reading, the following bill:

By Mr. Tennyson, et al.:

H. B. No. 51, A bill to be entitled "An Act to provide for the assumption of bonded indebtedness by districts whose boundaries have been extended or enlarged prescribing the method of holding elections on the question of the assumption of such indebtedness and the levying and collecting of a tax to pay the principal and interest thereof, imposing the duty on the governing board of any

such district to levy and collect such taxes, validating assumption elections heretofore held in instances wherein said elections were carried by a majority vote; etc., and declaring an emergency."

Read and referred to the Committee on Education.

#### House Bill No. 61.

The Chair laid before the Senate on its first reading the following bill:

By Mr. Rutta:

H. B. No. 61, A bill to be entitled "An Act to amend Section 3, of Chapter 89 of the Special Laws of the Regular Session of the Thirty-eighth Legislature, known as an Act to provide a more efficient road system for Colorado County, so as to provide for the laying off of the said county into convenient road precincts, the numbering thereof, etc., and declaring an emergency."

Read and referred to the Committee on Highways and Motor Traffic.

#### Senate Bill No. 5.

Senator Shivers moved that the Senate adopt the Conference report on S. B. No. 5.

The motion prevailed by the following vote:

#### Yeas—23.

Beck.	Poage.
Blackert.	Rawlings.
Burns.	Redditt.
Collie.	Regan.
Cotten.	Sanderford.
Hill.	Shivers.
Isbell.	Stone.
Martin.	Sulak.
Moore.	Van Zandt.
Neal.	Weinert.
Nelson.	Westerfeld.
Oneal.	

#### Nays—6.

Davis.	Hornsby.
DeBerry.	Small.
Holbrook.	Woodruff.

#### Absent—Excused.

Pace.

#### House Bill No. 41.

Senator Collie received unanimous consent to take up H. B. No. 41.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Lotief:

H. B. No. 41, A bill to be entitled "An Act fixing the compensation of county commissioners in every county having a population of not less than 12,757 nor more than 12,759 inhabitants according to the last preceding United States census where the taxable values in said counties are not less than five million (\$5,000,000.00) dollars nor more than nine million (\$9,000,000.00) dollars; prescribing how the same shall be paid; repealing all laws in conflict herewith, and declaring an emergency."

The rule requiring committee reports to lie over one day was suspended by unanimous consent.

The committee report recommending that the bill be not printed was adopted by unanimous consent.

The committee amendment was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Collie, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 41 was put on its third reading and final passage by the following vote:

#### Yeas—24.

Beck.	Oneal.
Blackert.	Poage.
Burns.	Rawlings.
Collie.	Regan.
Cotten.	Sanderford.
Davis.	Shivers.
Hill.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Weinert.
Neal.	Westerfeld.
Nelson.	Woodruff.

#### Absent—Excused.

DeBerry.	Pace.
Holbrook.	Redditt.
Moore.	Small.

Read third time and finally passed by the following vote:

#### Yeas—24.

Beck.	Hornsby.
Blackert.	Isbell.
Burns.	Martin.
Collie.	Neal.
Cotten.	Nelson.
Davis.	Oneal.
Hill.	Poage.

Rawlings.	Sulak.
Regan.	Van Zandt.
Sanderford.	Weinert.
Shivers.	Westerfeld.
Stone.	Woodruff.

Absent—Excused.

DeBerry.	Pace.
Holbrook.	Redditt.
Moore.	Small.

#### Senate Bill No. 31.

Senator Neal received unanimous consent to take up S. B. No. 31.

The Chair laid before the Senate on its second reading the following bill:

By Senator Neal:

S. B. No. 31, A bill to be entitled "An Act relating to drainage districts and providing for the leasing of lands owned by such districts for mineral development purposes and providing the manner in which any and all functions, powers and duties exercised by the commissioners of such drainage districts may be transferred to, be exercised by and vest in the commissioners' court of the county within which such drainage districts are wholly situated, etc., and declaring an emergency."

The committee report recommending that the bill be not printed was adopted by unanimous consent.

The bill was read second time.

On motion of Senator Hill, S. B. No. 31 was laid on the table subject to call.

#### Senate Bill No. 32.

Senator Neal received unanimous consent to take up S. B. No. 32.

The Chair laid before the Senate on its second reading the following bill:

By Senator Neal:

S. B. No. 32, A bill to be entitled "An Act to authorize the counties, cities, towns, independent school districts, common school districts, water improvement districts, water control and improvement districts, navigation districts, road districts, to convey to the United States of America, title to certain properties, lands, etc., and declaring an emergency."

The committee report recommending that the bill be not printed was adopted by unanimous consent.

The bill was read second time and passed to engrossment.

On motion of Senator Neal, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 32 was put on its third reading and final passage by the following vote:

Yeas—20.

Beck.	Oneal.
Blackert.	Poage.
Burns.	Rawlings.
Collie.	Regan.
Davis.	Sanderford.
Hill.	Shivers.
Hornsby.	Stone.
Isbell.	Van Zandt.
Neal.	Westerfeld.
Nelson.	Woodruff.

Nays—2.

Cotten.	Martin.
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Absent.

Pace.	Weinert.
Sulak.	

Absent—Excused.

DeBerry.	Redditt.
Holbrook.	Small.
Moore.	

Read third time and finally passed by the following vote:

Yeas—20.

Beck.	Poage.
Blackert.	Rawlings.
Burns.	Regan.
Davis.	Sanderford.
Hornsby.	Shivers.
Isbell.	Stone.
Martin.	Sulak.
Neal.	Van Zandt.
Nelson.	Westerfeld.
Oneal.	Woodruff.

Nays—3.

Collie.	Hill.
Cotten.	

Absent.

Weinert.	Pace.
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Absent—Excused.

DeBerry.	Redditt.
Holbrook.	Small.
Moore.	

**Bills and Resolution Signed.**

The Chair, Lieutenant Governor Walter F. Woodul, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills and resolution:

S. B. No. 14.                      S. C. R. No. 7.  
S. B. No. 15.

**Message From the House.**

The Chair recognized the Door-keeper, who introduced a messenger from the House with the following message:

Hall of the House of Representatives,  
Austin, Texas, Oct. 23, 1936.  
Hon. Walter F. Woodul, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 21, A bill to be entitled "An Act amending Sections 17 and 17-A of Chapter 126 of the Acts of the Regular Session of the Forty-fourth Legislature; and declaring an emergency."

(With amendments.)

S. B. No. 24, A bill to be entitled "An Act to validate all consolidated rural high school districts created or attempted to be created by county boards of trustees, validating acts of county boards of trustees in creating or attempting to create consolidated rural high school districts, etc., and declaring an emergency."

S. B. No. 16, A bill to be entitled "An Act ratifying, confirming and validating all acts of county boards of trustees in laying out or attempting to establish, combine, abolish or change any independent or common school districts, and all elections held in any county in this State for the purpose of laying out, establishing, combining, abolishing or changing any such independent or common school districts under the provisions of Chapter 339, Acts of the Regular Session of the Forty-fourth Legislature 1935, or under Chapter 151, Acts of the Regular Session of the Forty-fourth Legislature, 1935; and declaring an emergency."

S. B. No. 17, A bill to be entitled "An Act creating a special road law for Collin County, Texas; etc., and declaring an emergency."

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

**Motion to Concur.**

On motion of Senator Collie, the Senate concurred in House amendments to S. B. No. 21 by the following vote:

Yeas—23.

Beck.	Poage.
Blackert.	Rawlings.
Burns.	Regan.
Collie.	Sanderford.
Cotten.	Shivers.
Davis.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Weinert.
Neal.	Westerfeld.
Nelson.	Woodruff.
Oneal.	

Nays—1.

Hill.

Absent—Excused.

DeBerry.	Pace.
Holbrook.	Redditt.
Moore.	Small.

**Senate Bill No. 31.**

Senator Neal received unanimous consent to call S. B. No. 31 from the table.

**Message From the House.**

The Chair recognized the Door-keeper, who introduced a messenger from the House with the following message:

Hall of the House of Representatives,  
Austin, Texas, Oct. 23, 1936.  
Hon. Walter F. Woodul, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 65, A bill to be entitled "An Act providing for the amount that may be allowed by county boards of trustees to the county superintendents of public instruction for expenditures for office and traveling expenses in certain counties according to the last preceding Federal Census; repealing all laws and parts of laws, General or Special, in conflict herewith; and declaring an emergency."

S. B. No. 25, A bill to be entitled "An Act providing an open season for hunting wild quail in Hemphill and Lipscomb Counties; providing

a penalty for killing any quail except during the open season herein provided; repealing all laws in conflict with this Act, and declaring an emergency."

S. B. No. 26, A bill to be entitled "An Act relinquishing to the City of Port Arthur, Texas, all right and title and interest of the State of Texas in and to certain lands described in Section 1, H. B. No. 66, Chapter 22, Acts Fifth Called Session, Forty-first Legislature, and ratifying their validated patent issued by the State of Texas under and by virtue of said Act, and repealing Section 4a of said H. B. No. 66, and declaring an emergency.

(With amendments.)

S. B. No. 30, A bill to be entitled "An Act to validate all proceedings, orders, resolutions and city ordinances and amendments to charters annexing adjacent territory to, or extending and prescribing the corporate limitations of any home rule city that has adopted a charter under Article 11, of Section 5, of the Constitution of Texas; etc., and declaring an emergency."

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

#### Senate Bill No. 12.

Senator Poage moved to call from the Journal the motion to reconsider the vote by which S. B. No. 12 was passed.

The motion prevailed.

#### Motion to Table.

Senator Poage moved to table the motion of Senator Regan to reconsider the vote on the final passage of S. B. No. 12.

#### Point of Order.

Senator Rawlings raised the point of order that the bill is not within the Governor's call.

The Chair ruled that it did come within the Governor's call, as it was on taxation.

#### Recess.

On motion of Senator DeBerry, the Senate recessed until 2:30 o'clock p. m. today by the following vote:

#### Yeas—17.

Burns.	Rawlings.
Collie.	Redditt.
Davis.	Regan.
DeBerry.	Sanderford.
Isbell.	Shivers.
Martin.	Stone.
Moore.	Sulak.
Neal.	Weinert.
Nelson.	

#### Nays—11.

Beck.	Oneal.
Blackert.	Poage.
Cotten.	Van Zandt.
Hill.	Westerfeld.
Holbrook.	Woodruff.
Hornsby.	

#### Absent—Excused.

Pace.	Small.
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#### After Recess.

The Chair called the Senate to order at 2:30 o'clock p. m.

#### Bill Referred.

#### House Bill No. 65.

The Chair laid before the Senate on its first reading the following bill:

By Mr. Alsop:

H. B. No. 65, A bill to be entitled "An Act providing for the amount that may be allowed by county boards of trustees to the county superintendents of public instruction for expenditures for office and traveling expenses in certain counties according to the last preceding Federal Census; repealing all laws and parts of laws, General or Special, in conflict herewith; and declaring an emergency."

Read and referred to the Committee on Education.

#### Senate Bill No. 12.

The question recurred on the Poage motion to table the Regan motion to reconsider the vote by which S. B. No. 12 was passed.

The motion prevailed by the following vote:

#### Yeas—13.

Beck.	Davis.
Blackert.	DeBerry.
Cotten.	Hill.

Hornsby.	Sulak.
Nelson.	Van Zandt.
Oneal.	Woodruff.
Poage.	

Nays—8.

Collie.	Rawlings.
Isbell.	Regan.
Martin.	Shivers.
Neal.	Weinert.

Absent.

Burns.	Stone.
Sanderford.	Westerfeld.

Absent—Excused.

Holbrook.	Redditt.
Moore.	Small.
Pace.	

Motion to Concur.

On motion of Senator Shivers, the Senate concurred in House amendments of S. B. No. 26 by the following vote:

Yeas—23.

Beck.	Oneal.
Blackert.	Poage.
Burns.	Rawlings.
Collie.	Regan.
Cotten.	Sanderford.
Davis.	Shivers.
Hill.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Weinert.
Neal.	Woodruff.
Nelson.	

Absent.

Westerfeld.

Absent—Excused.

DeBerry.	Pace.
Holbrook.	Redditt.
Moore.	Small.

House Bill No. 51.

Senator Oneal received unanimous consent to take up H. B. No. 51.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Tenneyson, et al.:

H. B. No. 51, A bill to be entitled "An Act to provide for the assumption of bonded indebtedness by districts whose boundaries have been extended or enlarged prescribing the method of holding elections on the

question of the assumption of such indebtedness and the levying and collecting of a tax to pay the principal and interest thereof, etc., and declaring an emergency."

The rule requiring committee reports to lie over one day was suspended by unanimous consent.

The committee report recommending that the bill be not printed was adopted by unanimous consent.

Senator Oneal sent up the following amendment:

By Senator Oneal:

Amend caption, H. B. No. 51, by striking out the sentence beginning with the word "providing," in line 15, and ending with the word "effective," in line 19, and inserting in lieu thereof the following: "providing the provisions of this Act shall not apply in instances wherein the validity of such election or the validity of such action by such governing board is in litigation at the time this Act becomes effective."

The amendment was read and adopted.

Senator Oneal moved to suspend the constitutional rule requiring bills to be read on three several days, and place H. B. No. 51 on its second reading by the following vote:

Yeas—23.

Beck.	Poage.
Blackert.	Rawlings.
Burns.	Regan.
Cotten.	Sanderford.
Davis.	Shivers.
Hill.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Weinert.
Neal.	Westerfeld.
Nelson.	Woodruff.
Oneal.	

Nays—1.

Collie.

Absent—Excused.

DeBerry.	Pace.
Holbrook.	Redditt.
Moore.	Small.

The bill was amended, read second time and passed to third reading.

On motion of Senator Oneal, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 51 was put on its third reading and final passage by the following vote:



## Yeas—24.

Beck.	Oneal.
Blackert.	Poage.
Burns.	Rawlings.
Collie.	Regan.
Cotten.	Sanderford.
Davis.	Shivers.
Hill.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Weinert.
Neal.	Westerfeld.
Nelson.	Woodruff.

## Absent—Excused.

DeBerry.	Pace.
Holbrook.	Redditt.
Moore.	Small.

Read third time and finally passed by the following vote:

## Yeas—23.

Beck.	Poage.
Blackert.	Rawlings.
Burns.	Regan.
Cotten.	Sanderford.
Davis.	Small.
Hill.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Weinert.
Neal.	Westerfeld.
Nelson.	Woodruff.
Oneal.	

## Nays—1.

Collie.

## Absent—Excused.

DeBerry.	Pace.
Holbrook.	Redditt.
Moore.	Shivers.

## House Bill No. 65.

Senator Hill received unanimous consent to take up H. B. No. 65.

The Chair laid before the Senate on its second reading the following bill:

By Mr. Alsop:

H. B. No. 65, A bill to be entitled "An Act providing for the amount that may be allowed by county boards of trustees to the county superintendents of public instruction for expenditures for office and traveling expenses in certain counties according to the last preceding Federal Census; repealing all laws and parts

of laws, General or Special, in conflict herewith; and declaring an emergency."

The rule requiring committee reports to lie over one day was suspended by unanimous consent.

The committee report recommending that the bill be not printed was adopted by unanimous consent.

Senator Hill moved to suspend the constitutional rule requiring bills to be read on three several days, and place H. B. No. 65 on its second by the following vote:

## Yeas—24.

Beck.	Oneal.
Blackert.	Poage.
Burns.	Rawlings.
Collie.	Regan.
Cotten.	Sanderford.
Davis.	Small.
Hill.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Weinert.
Neal.	Westerfeld.
Nelson.	Woodruff.

## Absent—Excused.

DeBerry.	Pace.
Holbrook.	Redditt.
Moore.	Shivers.

Senator Hill sent up the following amendment:

Amend H. B. No. 65, by adding in Section 1 thereof, line 2, the following: "and in counties of not less than 28,500 and not more than 28,700."

HILL.

Read.

Pending.

## Senate Resolution No. 22.

By Senator Poage:

Whereas, A misunderstanding between the train service employees on the L. A. & T. Railroad and the management of said railroad, relative to wages and working conditions, has caused the employees to withdraw from service and declare a strike, which is causing great inconvenience to Texas citizens who live along the line of said railroad, especially in the city of Greenville where the striking employees constitute a considerable portion of the substantial citizens of the community; and

Whereas, The friction and ill feeling that inevitably grow out of controversies such as that which now exists on the L. A. & T. Railroad may lead to a serious disturbance of the peace; therefore, be it

Resolved, That we, the members of the Senate of Texas, respectfully request the management of the L. A. & T. Railroad and a joint committee representing the striking employees to confer jointly for the purpose of settling the differences which have caused the employees to strike; and be it further

Resolved, That a copy of this resolution be sent to headquarters of the striking employees, to the management of the railroad and to the mayor and city officials of Greenville.

Read and adopted.

#### Motion to Adjourn.

Senator Shivers moved that the Senate adjourn until 10 o'clock a. m., Monday.

Pending.

#### Invitation.

Senator Sulak extended an invitation to the Senate to attend the Centennial celebration at LaGrange on Sunday, October 25th.

On motion of Senator Woodruff, the invitation was accepted.

#### Senate Bill No. 31.

Senator Nelson received unanimous consent to expunge from the record the point of order raised on S. B. No. 31.

#### Motions to Reconsider Vote.

Senator Hornsby moved to reconsider the vote by which the Poage amendment to S. B. No. 31, as amended, was adopted.

The motion prevailed.

Senator Hornsby moved to reconsider the vote by which the Poage amendment to the original amendment was adopted.

The motion prevailed.

Senator Hornsby received unanimous consent to withdraw the amendment to the amendment, and also the original amendment.

Senator Poage sent up the following amendment:

By Senators Poage, Hill, Oneal:

Amend S. B. No. 31, by adding to the end of Section 2, the following: "provided, however, that in no event shall any lease ever be valid under the terms of this bill unless there is resumed a royalty of at least one-eighth of all minerals included by the lease.

Read and adopted.

The bill, as amended, was read second time and passed to engrossment.

On motion of Senator Neal, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 31 was put on its third reading and final passage by the following vote:

#### Yeas—24.

Beck.	Oneal.
Blackert.	Poage.
Burns.	Rawlings.
Collie.	Regan.
Cotten.	Sanderford.
Davis.	Shivers.
Hill.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Weinert.
Neal.	Westerfeld.
Nelson.	Woodruff.

#### Absent—Excused.

DeBerry.	Pace.
Holbrook.	Redditt.
Moore.	Small.

Read third time and finally passed by the following vote:

#### Yeas—23.

Beck.	Oneal.
Blackert.	Poage.
Burns.	Rawlings.
Collie.	Regan.
Cotten.	Sanderford.
Davis.	Shivers.
Hill.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Weinert.
Neal.	Woodruff.
Nelson.	

#### Nays—1.

Westerfeld.

#### Absent—Excused.

DeBerry.	Pace.
Holbrook.	Redditt.
Moore.	Small.

**House Bill No. 65.**

Senator Neal received unanimous consent to expunge from the record the point of order raised on H. B. No. 65.

Senator Hill moved that the pending amendment to H. B. No. 65 be adopted.

The amendment was adopted by a viva voce vote.

Senator Poage sent up the following:

By Senator Poage:

Amend H. B. No. 65, by striking out the last sentence in Section 1, and by inserting in lieu thereof the following:

"The amount allowed hereby shall be paid out of the general funds of the counties involved."

Read and adopted.

The bill, as amended, was read second time and passed to third reading.

On motion of Senator Hill, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 65 was put on its third reading and final passage by the following vote:

**Yeas—24.**

Beck.	Oneal.
Blackert.	Poage.
Burns.	Rawlings.
Collie.	Regan.
Cotten.	Sanderford.
Davis.	Shivers.
Hill.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Weinert.
Neal.	Westerfeld.
Nelson.	Woodruff.

**Absent—Excused.**

DeBerry.	Pace.
Holbrook.	Redditt.
Moore.	Small.

Read third time and finally passed by the following vote:

**Yeas—21.**

Beck.	Hill.
Blackert.	Hornsby.
Burns.	Isbell.
Davis.	Neal.

Nelson.  
Oneal.  
Poage.  
Rawlings.  
Regan.  
Sanderford.  
Shivers.

Stone.  
Sulak.  
Van Zandt.  
Weinert.  
Westerfeld.  
Woodruff.

**Nays—2.**

Cotten.

Martin.

**Absent.**

Collie.

**Absent—Excused.**

DeBerry.  
Holbrook.  
Moore.

Pace.  
Redditt.  
Small.

**Senate Bill No. 33.**

Senator Neal received unanimous consent to take up S. B. No. 33.

The Chair laid before the Senate on its second reading the following bill:

By Senator Neal:

S. B. No. 33, A bill to be entitled "An Act to provide for the cession by the State of Texas to the United States of America of all right, title, and interest which the State of Texas may have in and to certain lands in Cameron and Hidalgo Counties, etc., and declaring an emergency."

The committee report recommending that the bill be not printed was adopted by unanimous consent.

Senator Oneal sent up the following amendment:

By Senator Oneal:

Amend S. B. No. 33, by adding at the end of Section 1 the following: "except that all minerals including oil and gas in, under and upon the land herein ceded is specifically reserved to the State of Texas, together with the right of recovering the same."

Read and adopted.

Senator Van Zandt received unanimous consent to amend the caption to conform with the body of the bill.

The bill as amended, was read second time and passed to engrossment by a viva voce vote.

On motion of Senator Neal, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 33 was put on its third reading and final passage by the following vote:

## Yeas—24.

Beck.	Oneal.
Blackert.	Poage.
Burns.	Rawlings.
Collie.	Regan.
Cotten.	Sanderford.
Davis.	Shivers.
Hill.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Weinert.
Neal.	Westerfeld.
Nelson.	Woodruff.

## Absent—Excused.

DeBerry.	Pace.
Holbrook.	Redditt.
Moore.	Small.

Read third time and finally passed  
by the following vote:

## Yeas—24.

Beck.	Oneal.
Blackert.	Poage.
Burns.	Rawlings.
Collie.	Regan.
Cotten.	Sanderford.
Davis.	Shivers.
Hill.	Stone.
Hornsby.	Sulak.
Isbell.	Van Zandt.
Martin.	Weinert.
Neal.	Westerfeld.
Nelson.	Woodruff.

## Absent—Excused.

DeBerry.	Pace.
Holbrook.	Redditt.
Moore.	Small.

## Adjournment.

The question recurred on Senator  
Shivers motion to adjourn until 10  
o'clock a. m. Monday.

The motion prevailed.

## APPENDIX.

## Petitions and Memorials.

## Card of Thanks.

Mrs. William Henry Stark, and  
Mr. and Mrs. H. J. Lucher Stark  
deeply appreciate your kind expres-  
sion of sympathy.

## Committee on Engrossed Bills.

Committee Room,  
Austin, Texas, Oct. 22, 1936.  
Hon. Walter F. Woodul, President of  
the Senate.

Sir: We, your Committee on En-  
grossed Bills, have had S. B. No. 21  
carefully examined and compared  
and find same correctly engrossed.

DAVIS, Chairman.

Committee Room,  
Austin, Texas, Oct. 22, 1936.  
Hon. Walter F. Woodul, President of  
the Senate.

Sir: We, your Committee on En-  
grossed Bills, have had S. B. No. 27  
carefully examined and compared  
and find same correctly engrossed.

DAVIS, Chairman.

Committee Room,  
Austin, Texas, Oct. 22, 1936.  
Hon. Walter F. Woodul, President of  
the Senate.

Sir: We, your Committee on En-  
grossed Bills, have had S. B. No. 30  
carefully examined and compared  
and find same correctly engrossed.

DAVIS, Chairman.

Committee Room,  
Austin, Texas, Oct. 23, 1936.  
Hon. Walter F. Woodul, President of  
the Senate.

Sir: We, your Committee on En-  
grossed Bills, have had S. B. No. 29  
carefully examined and compared  
and find same correctly engrossed.

DAVIS, Chairman.

## Committee on Enrolled Bills.

Committee Room,  
Austin, Texas, Oct. 22, 1936.  
Hon. Walter F. Woodul, President of  
the Senate.

Sir: We, your Committee on En-  
rolled Bills, have had S. B. No. 15  
carefully examined and compared  
and find same correctly enrolled.

POAGE, Chairman.

Committee Room,  
Austin, Texas, Oct. 22, 1936.  
Hon. Walter F. Woodul, President of  
the Senate.

Sir: We, your Committee on En-  
rolled Bills, have had S. B. No. 19  
carefully examined and compared  
and find same correctly enrolled.

POAGE, Chairman.

Committee Room,  
Austin, Texas, Oct. 23, 1936.  
Hon. Walter F. Woodul, President of  
the Senate.

Sir: We, your Committee on En-  
rolled Bills, have had S. C. R. No. 7  
carefully examined and compared  
and find same correctly enrolled.

POAGE, Chairman.

Committee Room,  
Austin, Texas, Oct. 23, 1936.  
Hon. Walter F. Woodul, President of  
the Senate.

Sir: We, your Committee on En-  
rolled Bills, have had S. B. No. 14  
carefully examined and compared  
and find same correctly enrolled.

POAGE, Chairman.

#### Committee Report.

Committee Room,  
Austin, Texas, Oct. 23, 1936.  
Hon. Walter F. Woodul, President of  
the Senate.

Sir: We, your Committee on Edu-  
cation, to whom was referred H. B.  
No. 51,

Have had the same under con-  
sideration, and I am instructed to  
report it back to the Senate with the  
recommendation that it do pass, and  
be not printed.

COTTEN, Chairman.

Committee Room,  
Austin, Texas, Oct. 23, 1936.  
Hon. Walter F. Woodul, President of  
the Senate.

Sir: We, your Committee on State  
Affairs, to whom was referred

H. B. No. 41, A bill to be entitled  
"An Act fixing the compensation of  
county commissioners in every county  
having a population of not less than  
twelve thousand, seven hundred and  
fifty-seven (12,757) nor more than  
twelve thousand, eight hundred  
(12,800) inhabitants, etc., and de-  
claring an emergency."

Have had the same under con-  
sideration, and I am instructed to  
report it back to the Senate with the  
recommendation that it do pass, with  
committee amendment, and be not  
printed.

RAWLINGS, Chairman.

#### Committee Amendment.

Amend H. B. No. 41, by striking  
out the words and figures "one  
thousand (\$1,000.00) dollars," and  
insert in lieu thereof the words

and figures "one thousand, eighty  
(\$1,080.00) dollars."

Committee Room,  
Austin, Texas, Oct. 23, 1936.  
Hon. Walter F. Woodul, President of  
the Senate.

Sir: We, your Committee on Edu-  
cation, to whom was referred H. B.  
No. 65,

Have had the same under con-  
sideration, and I am instructed to  
report it back to the Senate with the  
recommendation that it do pass, and  
be not printed.

COTTEN, Chairman.

#### SEVENTEENTH DAY.

Senate Chamber,  
Austin, Texas,  
October 26, 1936.

The Senate met at 10 o'clock a. m.,  
pursuant to adjournment, and was  
called to order by Lieutenant Gover-  
nor Walter F. Woodul.

The roll call disclosed a quorum,  
the following Senators being present.

Beck.	Oneal.
Blackert.	Poage.
Burns.	Rawlings.
Collie.	Redditt.
Cotten.	Regan.
Davis.	Sanderford.
DeBerry.	Shivers.
Hill.	Small.
Holbrook.	Stone.
Hornsby.	Sulak.
Martin.	Van Zandt.
Moore.	Weinert.
Neal.	Westerfeld.
Nelson.	Woodruff.

Absent—Excused.

Isbell. Pace.

Senators Excused.

Senator Pace was excused on ac-  
count of illness on motion of Senator  
Cotten.

Senator Isbell was excused on ac-  
count of important business on mo-  
tion of Senator Davis.

Prayer by the Chaplain, Rev. B.  
W. Allen.

Pending the reading of the Jour-  
nal of yesterday, the same was dis-  
pensd with on motion by Senator  
Hill.